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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/783,558	02/20/2004	Robert F. Day	MSFT122011	7539
26389 7590 09/24/2007 CHRISTENSEN, O'CONNOR, JOHNSON, KINDNESS, PLLC 1420 FIFTH AVENUE SUITE 2800 SEATTLE, WA 98101-2347			EXAMINER TOLENTINO, RODERICK	
			ART UNIT 2134	PAPER NUMBER
			MAIL DATE 09/24/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/783,558	Applicant(s) DAY ET AL.	
	Examiner Roderick Tolentino	Art Unit 2134	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 20 February 2004.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-29 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-29 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 20 February 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1 – 29 are pending.

Claim Rejections - 35 USC § 112

2. Claims 2 – 4, 6, 7, 16, 17, 20 – 22, 24 and 25 contain the trademark/trade name Windows. Where a trademark or trade name is used in a claim as a limitation to identify or describe a particular material or product, the claim does not comply with the requirements of 35 U.S.C. 112, second paragraph. See *Ex parte Simpson*, 218 USPQ 1020 (Bd. App. 1982). The claim scope is uncertain since the trademark or trade name cannot be used properly to identify any particular material or product. A trademark or trade name is used to identify a source of goods, and not the goods themselves. Thus, a trademark or trade name does not identify or describe the goods associated with the trademark or trade name. In the present case, the trademark/trade name is used to identify/describe an operating system used with an access control list.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

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4. Claims 1 – 8, 10 – 12, 14 – 26, 28 and 29 are rejected under 35 U.S.C. 102(b) as being anticipated by Siegel et al. U.S. PG-Publication No. (2002/0143961).

5. As per claims 1 and 19, Siegel discloses storing a user choice setting as a protected value that is secured by an access control indicator (Siegel, Paragraph 0004 0039, user permissions stored in a database with modification settings, use of passwords protect an account) receiving an input from a user authorizing an application to modify the user choice setting on the user's behalf (Siegel, Paragraph 0026, user needs to be authenticated prior to the modification of a profile), modifying the access control indicator to permit writing to the protected value, modifying the user choice setting by writing a modified user choice setting to the protected value (Siegel, Paragraph 0026, once a party whether the user or administrator is verified or authenticated, changes to the settings maybe made thus taking a way any protection indicators), and restoring the access control indicator to prevent writing to the protected value (Siegel, 0026, inherent that once a user or administrator is done modifying the profile the user or administrator will log out and the profile will be protected from modifications until another party is verified and authenticated).

6. As per claims 2 and 20, Siegel discloses the protected value is a registry key stored in the Windows® registry (Siegel, Paragraph 0019, user preferences stored in a database) and the access control indicator is an access control list (ACL) that has been initialized to prevent writing to the protected value (Siegel, Paragraph 0004 0039, user

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permissions stored in a database with modification settings, use of passwords protect an account).

7. As per claims 3, 16 and 21 Siegel discloses modifying the access control indicator to

permit writing to the protected value includes providing to the user rights to modify the ACL in accordance with the security subsystem of the Windows® operating system (Siegel, Paragraph 0026, once a party whether the user or administrator is verified or authenticated, changes to the settings maybe made thus taking a way any protection indicators).

8. As per claims 4, 17 and 22, Siegel discloses modifying the access control indicator to

permit writing to the protected value includes providing to the user ownership of the registry key that the ACL secures, wherein ownership of the registry key automatically provides to the user rights to modify the ACL in accordance with the security subsystem of the Windows® operating system (Siegel, Paragraph 0026, once a party whether the user or administrator is verified or authenticated, changes to the settings maybe made thus taking a way any protection indicators).

9. As per claims 5, 18 and 23 Siegel discloses modifying the access control indicator to

permit writing to the protected value includes allowing the user to temporarily take ownership of the registry key that the ACL secures after receiving the input from the user authorizing the application to modify the user choice setting on the user's behalf

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(Siegel, Paragraph 0026, once a party whether the user or administrator is verified or authenticated, changes to the settings maybe made thus taking a way any protection indicators).

10. As per claim 6, Siegel discloses restoring the access control indicator to prevent writing to the protected value includes removing user rights to modify the ACL in accordance with the security subsystem of the Windows® operating system (Siegel, 0026, inherent that once a user or administrator is done modifying the profile the user or administrator will log out and the profile will be protected from modifications until another party is verified and authenticated).

11. As per claims 7 and 25, Siegel discloses removing user rights to modify the ACL includes returning ownership of the registry key that the ACL secures to the Windows® operating system (Siegel, 0026, inherent that once a user or administrator is done modifying the profile the user or administrator will log out and the profile will be protected from modifications until another party is verified and authenticated).

12. As per claims 8 and 26, Siegel discloses generating a user choice setting user interface (UI), displaying the current user choice setting on the UI along with other options for the user choice setting (Siegel, Paragraph 0026, interface for user to modify settings) and

receiving the authorizing input from the UI, along with a further input indicating a modified user choice setting including at least one of the other displayed options for the user choice setting Siegel, Paragraph 0026, once a party whether the user or

administrator is verified or authenticated, changes to the settings maybe made thus taking a way any protection indicators).

13. As per claims 10, 14 and 28 Siegel teaches the user choice settings of a task association, this choice being one of the options listed by the applicant's claim language (Siegel, Paragraph 0004, user can change permissions regarding the task of what clients have access to).

14. As per claims 11, 15 and 29, Siegel discloses the registered client setting includes at least one of a Web browser, this choice being one of the options listed by the applicant's claim language (Siegel, Paragraph 0026, web browser).

15. As per claim 12, Siegel discloses a registry for storing a user choice setting as a protected value in a registry key (Siegel, Paragraph 0004, user database of registered users and their settings, protected by the permissions in the database) an access control list (ACL) for securing the registry key (Siegel, Paragraph 0004, database with list of authorized users to access data in the network), an interface to control modifications to the user choice setting (Siegel, Paragraph 0026, interface for user to modify settings) and an application issuing a request to modify the user choice setting via the interface (Siegel, Paragraph 0026, interface for user to modify settings), the interface obtaining an approval of the request from a user (Siegel, Paragraph 0026, user must be verified and authenticated prior to setting modifications) the interface further modifying the ACL to permit writing to the protected value in the registry key upon obtaining the approval, the interface further writing to the protected value the modified user choice setting Siegel, Paragraph 0026, interface for user to modify

settings), and the interface further restoring the ACL to prevent writing to the protected value in the registry key after writing the modified user choice setting (Siegel, 0026, inherent that once a user or administrator is done modifying the profile the user or administrator will log out and the profile will be protected from modifications until another party is verified and authenticated).

16. As per claim 24, Siegel discloses the instruction to lock the ACL to prevent writing to the protected value includes an instruction to remove user rights to modify the ACL in accordance with the security subsystem of the Windows® operating system (Siegel, 0026, inherent that once a user or administrator is done modifying the profile the user or administrator will log out and the profile will be protected from modifications until another party is verified and authenticated).

17. Claim Rejections - 35 USC § 103

18. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

19. Claims 9, 13 and 27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Siegel et al. U.S. PG-Publication No. (2002/0143961) in view of Giordano, III et al. U.S. Patent No. (6,370,141).

20. As per claims 9, 13 and 27 Siegel fails to teach generating a change notification to the user whenever the user choice setting has been modified, the change notification

identifying the application that modified the user setting and the contents of the protected value before and after the modification. However, in an analogous art Giordano teaches generating a change notification to the user whenever the user choice setting has been modified, the change notification identifying the application that modified the user setting and the contents of the protected value before and after the modification (Giordano, Col. 4, Lines 15 – 24, user notification of changes).

At the time the invention was made, it could have been obvious to a person of ordinary skill in the art to use Giordano's apparatus for configuring internet appliance with Siegel's access control protocol for user profile management because it offers the advantage of letting a user know of changed made to a system (Giordano, Col. 4, Lines 15 – 24, user notification of changes).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Roderick Tolentino whose telephone number is (571) 272-2661. The examiner can normally be reached on Monday - Friday 9am to 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kambiz Zand can be reached on (571) 272-3811. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Roderick Tolentino

Roderick Tolentino
Examiner
Art Unit 2134


KAMBIZ ZAND
SUPERVISORY PATENT EXAMINER